

would be no greater than 25%. 52 FR 22637 (June 15, 1987). Corrected to clarify the adjustment to the mechanical rate when the CPI declined. 52 FR 23546 (June 23, 1987).

On December 17, 1993, the Copyright Royalty Tribunal was abolished by Congress. Copyright Royalty Tribunal Reform Act of 1993 (CRT Reform Act), Pub. L. 103-198, 107 Stat. 2304. The CRT Reform Act directed the Library of Congress and the Copyright Office to adopt the rules and regulations of the CRT as found at 37 CFR chapter 3. 17 U.S.C. 802(d). The Office subsequently reissued the CRT regulations on December 22, 1993. 58 FR 67690 (December 22, 1993).

Former 37 CFR 307.3, which calls for a biannual cost of living adjustment to the mechanical royalty rate, was renumbered 37 CFR 255.3 in a later action. 59 FR 23964 (May 9, 1994).

Accordingly, the Copyright Office announces that the change in the cost of living as determined by the Consumer Price Index (all urban consumers, all items) is 5.58% (September 1993's Index was 145.1 and September 1995's Index was 153.2, with 1982-1984=100 as a reference base). The current mechanical rate is 6.60 cents, or 1.25 cents per minute of playing time or fraction thereof, whichever amount is larger. Adjusting that rate upward by 5.58% and rounding off the results to the nearest 1/20th of a cent, the new rate, effective January 1, 1996, shall be 6.95 cents, or 1.3 cents per minute of playing time or fraction thereof, whichever amount is larger. Section 255.3 is revised as shown below.

List of Subjects in 37 CFR Part 255

Copyright, Music recordings.

For the reasons set forth in the preamble, the Copyright Office amends 37 CFR 255.3 as follows:

PART 255—ADJUSTMENT OF ROYALTY PAYABLE UNDER COMPULSORY LICENSE FOR MAKING AND DISTRIBUTING PHONORECORDS

1. The authority citation for Part 255 continues to read as follows:

Authority: 17 U.S.C. 801(b)(1) and 803.

2. Section 255.3 is revised to read as follows:

§ 255.3 Adjustment of Royalty Rate.

(a) For every phonorecord made and distributed on or after January 1, 1983, the royalty rate payable with respect to each work embodied in the phonorecord shall be either 4.25 cents, or 0.8 cent per minute of playing time or fraction thereof, whichever amount is larger, subject to further adjustment pursuant

to paragraphs (b), (c), (d), (e), (f), (g), and (h) of this section.

(b) For every phonorecord made and distributed on or after July 1, 1984, the royalty rate payable with respect to each work embodied in the phonorecord shall be either 4.5 cents, or 0.85 cent per minute of playing time or fraction thereof, whichever amount is larger, subject to further adjustment pursuant to paragraphs (c), (d), (e), (f), (g), and (h) of this section.

(c) For every phonorecord made and distributed on or after January 1, 1986, the royalty rate payable with respect to each work embodied in the phonorecord shall be either 5.0 cents, or 0.95 cent per minute of playing time or fraction thereof, whichever amount is larger, subject to further adjustment pursuant to paragraphs (d), (e), (f), (g), and (h) of this section.

(d) For every phonorecord made and distributed on or after January 1, 1988, the royalty rate payable with respect to each work embodied in the phonorecord shall be either 5.25 cents, or 1.0 cent per minute of playing time or fraction thereof, whichever amount is larger, subject to further adjustment pursuant to paragraphs (e), (f), (g), and (h) of this section.

(e) For every phonorecord made and distributed on or after January 1, 1990, the royalty rate payable with respect to each work embodied in the phonorecord shall be either 5.7 cents, or 1.1 cents per minute of playing time or fraction thereof, whichever amount is larger, subject to further adjustment pursuant to paragraphs (f), (g), and (h) of this section.

(f) For every phonorecord made and distributed on or after January 1, 1992, the royalty rate payable with respect to each work embodied in the phonorecord shall be either 6.25 cents, or 1.2 cents per minute of playing time or fraction thereof, whichever amount is larger, subject to further adjustment pursuant to paragraphs (g), and (h) of this section.

(g) For every phonorecord made and distributed on or after January 1, 1994, the royalty rate payable with respect to each work embodied in the phonorecord shall be either 6.6 cents, or 1.25 cents per minute of playing time or fraction thereof, whichever amount is larger, subject to further adjustment pursuant to paragraph (h) of this section.

(h) For every phonorecord made and distributed on or after January 1, 1996, the royalty rate payable with respect to each work embodied in the phonorecord shall be either 6.95 cents, or 1.3 cents per minute of playing time or fraction thereof, whichever amount is larger.

Dated: October 24, 1995.

Marybeth Peters,

Register of Copyrights.

[FR Doc. 95-27054 Filed 10-31-95; 8:45 am]

BILLING CODE 1410-33-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL-5320-6]

Availability of Federally-Enforceable State Implementation Plans for All States

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of availability.

SUMMARY: Section 110(h) of the Clean Air Act, as amended in 1990 (the "Act"), requires EPA by November 15, 1995, and every three years thereafter, to identify the Federally-enforceable State Implementation Plans (SIPs) in each State and to publish notice in the Federal Register of the availability of such documents. This document announces the availability of these SIP compilations for each State for public inspection.

EFFECTIVE DATE: November 1, 1995.

ADDRESSES: The regional offices may be contacted regarding requirements of applicable implementation plans for their States. The SIP compilations are available for public inspection during normal business hours at the appropriate EPA regional office listed below. Interested persons wanting to view these documents should make an appointment with the appropriate EPA office and arrange for a mutually agreeable time.

Region 1: Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.

Regional Contact: Emanuel Souza (617/565-3248), EPA, Air Pesticides and Toxics Division, John F. Kennedy Federal Building, One Congress Street, Boston, MA 02203

Region 2: New Jersey, New York, Puerto Rico, and Virgin Islands.

Regional Contacts: Kristeen Gaffney and Paul Truchan (212/637-4249), EPA, Air Programs Branch, 290 Broadway, New York, NY 10007-1866

Region 3: Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, and West Virginia.

Regional Contact: Hal Frankford (215/597-1325), EPA, Air Programs Branch, 841 Chestnut Building, Philadelphia, PA 19107

Region 4: Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee.

Regional Contact: Dick Schutt (404/347-3555, x4206), EPA, Air Programs Branch, 345 Courtland Street, N.E., Atlanta, GA 30365

Region 5: Illinois, Indiana, Michigan, Minnesota, Ohio, and Wisconsin.

Regional Contacts: Madelin Rucker for the States of Michigan, Minnesota and Wisconsin (312/886-0661); John Summerhays (312/886-6067) and Fayette Bright (312/886-6069) for the States of Illinois, Indiana, and Ohio. EPA, Air and Radiation Division, 77 West Jackson Boulevard, Chicago, IL 60604-3507

Region 6: Arkansas, Louisiana, New Mexico, Oklahoma, and Texas.

Regional Contact: Bill Deese (214/665-7253), EPA, Multimedia Planning and Permitting Division, Air Planning Section (6PD-L), 1445 Ross Avenue, Suite 1200, Dallas, TX 75202-2733

Region 7: Iowa, Kansas, Missouri, and Nebraska.

Regional Contact: John Pawlowski (913/551-7920), EPA, Air and Toxics Division, Air Branch, 726 Minnesota Avenue, Kansas City, KS 66101

Region 8: Colorado, Montana, North Dakota, South Dakota, Utah, and Wyoming.

Regional Contact: Laurie Ostrand (303/293-1757), EPA, Air & Toxics Division, Air & Technical Operations Branch, 999 18th Street, Suite 500, Denver, CO 80202-2466

Region 9: Arizona, California, Hawaii, Nevada, American Samoa, and Guam.

Regional Contacts: Julie Rose (415/744-1184) and Cynthia Allen (415/744-1189), EPA, Air & Toxics Division, 75 Hawthorne Street, San Francisco, CA 94105

Region 10: Alaska, Idaho, Oregon, and Washington.

Regional Contact: Montel Livingston (206/553-0180), EPA, Office of Air (AT-082), 1200 6th Avenue, Seattle, WA 98101

SUPPLEMENTARY INFORMATION: National ambient air quality standards (NAAQS) are set for criteria pollutants, which are widespread common pollutants known to be harmful to human health and welfare. The present criteria pollutants are: Carbon monoxide, Lead, Nitrogen dioxide, Ozone, Particulate matter, and Sulfur oxides. See 40 CFR Part 50 for a technical description of how the levels of these standards are measured and attained. SIPs provide for implementation, maintenance, and enforcement of the standard in each air quality control region in the applicable states. The air quality control regions are described for each State in 40 CFR Part 81. According to the attainment status designation of an area, different regulations or programs in the SIP will apply.

States are required to develop SIPs containing strategies for controlling emissions from pollution sources. See 40 CFR Part 51—Requirements for

Preparation, Adoption, and Submittal of Implementation Plans. SIPs are legal documents, formally adopted, committing States to carry out their air pollution control strategies and include regulations, which are both specific and enforceable, for sources of air pollution. These control strategies and regulations are submitted in accordance with the Act and, upon approval by EPA, become part of the current Federally-enforceable SIP. (See 40 CFR part 52—Approval and Promulgation of Implementation Plans (with Subparts presenting the status for each State and territory). The first section in the Subpart for each State is the "Identification of plan" section which provides chronological development of the State SIP. The identification of plan section identifies the State submitted rules which have been Federally approved. The goal of the State by State SIP compilation is to identify those rules under the "Identification of plan" section which are currently Federally enforceable. The other sections within the Subpart give the status of various SIP-required programs.)

SIPs may also include, among other elements, local air authority regulations and requirements concerning the control of criteria pollutants.

At the present time, some of the SIP compilations may not identify these other Federally enforceable elements.

The public should note that, when States have submitted their most current State regulations for inclusion into Federally-enforceable SIPs, EPA will begin its review process of submittals as soon as possible. Until EPA approves a submittal, State submitted regulations will be State-enforceable only; therefore, State-enforceable SIPs may exist which differ from Federally-enforceable SIPs. As EPA approves these State submitted regulations, the regional offices will continue to update the SIP compilations to include these applicable requirements.

This notice today informs the public and identifies the appropriate EPA regional offices to which the public may address questions of SIP availability and requirements.

Dated: October 20, 1995.

Carol M. Browner,

U.S. EPA Administrator.

[FR Doc. 95-26862 Filed 10-31-95; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Part 70

[FRL-5323-5]

Clean Air Act Final Interim Approval of the Operating Permits Programs; San Luis Obispo County Air Pollution Control District, Santa Barbara County Air Pollution Control District, and Ventura County Air Pollution Control District, California

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final interim approval.

SUMMARY: The EPA is promulgating interim approval of the Operating Permits Programs submitted by the California Air Resources Board on behalf of the San Luis Obispo County Air Pollution Control District, the Santa Barbara County Air Pollution Control District, and the Ventura County Air Pollution Control District for the purpose of complying with Federal requirements for an approvable State program to issue operating permits to all major stationary sources, and to certain other sources.

EFFECTIVE DATE: December 1, 1995.

ADDRESSES: Copies of the Districts' submittals and other supporting information used in developing the final interim approvals are available for inspection during normal business hours at the following location: Operating Permits Section, A-5-2, Air and Toxics Division, U.S. EPA-Region IX, 75 Hawthorne Street, San Francisco, California 94105.

FOR FURTHER INFORMATION CONTACT: For information on San Luis Obispo's program, contact Frances Wicher (telephone: 415/744-1250), Mail Code A-5-2, U.S. Environmental Protection Agency, Region IX, Air & Toxics Division, 75 Hawthorne Street, San Francisco, CA 94105. For information on Santa Barbara's program or Ventura's program, contact Martha Larson (telephone: 415/744-1238) at the same address.

SUPPLEMENTARY INFORMATION:

I. Background and Purpose

Title V of the 1990 Clean Air Act Amendments (sections 501-507 of the Act), and implementing regulations at 40 Code of Federal Regulations (CFR) part 70 require that States develop and submit operating permits programs to EPA by November 15, 1993, and that EPA act to approve or disapprove each program within one year after receiving the submittal. The EPA's program review occurs pursuant to section 502 of the Act and the part 70 regulations, which together outline criteria for